THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.989 of 2006

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Date: 17-01-2006

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Between:

G.Vittal Reddy, son of Malla Reddy,

Aged 60 years, Occ: Retired employee,

Resident of H.No.4-4-153, Choudhary

Colony, Vikarabad, Ranga Reddy

District.

…. Petitioner.

And

1. The Principal Secretary, Transport,

Roads & Buildings, Secretariat,

Hyderabad and 3 others.

….. Respondents.

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ORDER:

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Challenging the action of the respondents in attempting to demolish the house bearing municipal No.4-1-336 admeasuring 240 square yards in survey No.9, situated at Alampally Road, Vikarabad Municipality, Ranga Reddy District, without invoking the provisions of Land Acquisition Act and without payment of

compensation, the present writ petition has been filed.

2. Heard the learned counsel for the petitioner.

3. It is stated that the petitioner is owner of the house bearing municipal number 4-1-336 admeasuring 240 square yards in survey No.9 situated at Alampally Road, Vikarabad Municipality, Ranga Reddy District. It is further stated that the respondents have decided to widen the road and in the process they are threatening to demolish the properties belonging to private individuals. Learned counsel for the petitioner further submits that the action of the respondents in attempting to demolish the properties of the private individuals, without following the due procedure prescribed under law and without paying any compensation either by way of private negotiations or by way of initiating proceedings under the Land Acquisition Act, is utter violation of the principles of natural justice.

4. Having regard to the facts and circumstances of the case, the respondents are directed not to demolish the house of the petitioner in question without following due process of law.

5. The writ petition is, accordingly, disposed of. No costs.

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V.ESWARAIAH, J.

Date: 17th January 2006.

Note:

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Issue CC in two days.

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BSB